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PTO/SB/01 (12-97)

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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration Submitted with Initial Filing
OR
☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number HYJ002US

First Named Inventor Kia Silverbrook

COMPLETE IF KNOWN

Application Number 10 / 815,649

Filing Date April 2, 2004

Group Art Unit 2852

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Scanning Device for Coded Data

the specification of which (Title of the Invention)

☒ is attached hereto
OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
2003900746	Australia	Feb 17, 2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
*Certified copies of above priority documents are not attached as this is a Continuation-in-Part of USSN 10/778,056 filed on February 17, 2004			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☒ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number

OR

☐ Registered practitioner(s) name/registration number listed below

Place Customer
Number Bar Code
Label here

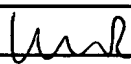
Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☒ Customer Number or Bar Code Label OR ☐ Correspondence address below

Name	Kia Silverbrook				
Address	Silverbrook Research Pty Ltd				
Address	393 Darling Street				
City	Balmain	State	NSW	ZIP	2041
Country	Australia	Telephone	61-2-9818-6633	Fax	61-2-9555-7762

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))		Family Name or Surname			
KIA		SILVERBROOK			
Inventor's Signature				Date	September 23, 2004
Residence: City	Balmain	State	NSW	Country	Australia
				Citizenship	Australian
Post Office Address	393 Darling Street				
Post Office Address					
City	Balmain	State	NSW	ZIP	2041
				Country	Australia

☐ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto



Please type a plus sign (+) inside this box → ☐

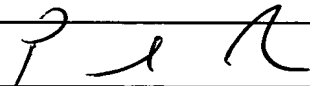
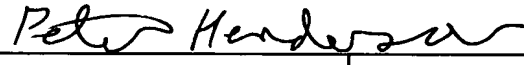
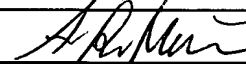
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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 1 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
PAUL		LAPSTUN	
Inventor's Signature 		September 23, 2004 Date	
Residence: City	Balmain	State	NSW
Country	Australia	Citizenship	Norwegian
Mailing Address 393 Darling Street			
Mailing Address			
City	Balmain	State	NSW
ZIP	2041	Country	Australia
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
PETER CHARLES BOYD		HENDERSON	
Inventor's Signature 		September 23, 2004 Date	
Residence: City	Balmain	State	NSW
Country	Australia	Citizenship	Australian
Mailing Address 393 Darling Street			
Mailing Address			
City	Balmain	State	NSW
ZIP	2041	Country	Australia
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
ALIREZA		MOINI	
Inventor's Signature 		September 23, 2004 Date	
Residence: City	Balmain	State	NSW
Country	Australia	Citizenship	Australian
Mailing Address 393 Darling Street			
Mailing Address			
City	Balmain	State	NSW
ZIP	2041	Country	Australia

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental Sheet
Page 2 of 3**Name of Additional Joint Inventor, if any:**☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

ZHENYA ALEXANDER

YOURLO

Inventor's
SignatureSeptember 23,
Date 2004

Residence: City Balmain

State NSW

Country Australia

Citizenship Australian

Mailing Address 393 Darling Street

Mailing Address

City Balmain

State NSW

ZIP 2041

Country Australia

Name of Additional Joint Inventor, if any:☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

MATTHEW JOHN

UNDERWOOD

Inventor's
SignatureSeptember 23,
Date 2004

Residence: City Balmain

State NSW

Country Australia

Citizenship Australian

Mailing Address 393 Darling Street

Mailing Address

City Balmain

State NSW

ZIP 2041

Country Australia

Name of Additional Joint Inventor, if any:☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])

Family Name or Surname

NICHOLAS DAMON

RIDLEY

Inventor's
SignatureSeptember 23,
Date 2004

Residence: City Balmain

State NSW

Country Australia

Citizenship Australian

Mailing Address 393 Darling Street

Mailing Address

City Balmain

State NSW

ZIP 2041

Country Australia

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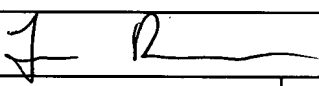
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DECLARATION**ADDITIONAL INVENTOR(S)****Supplemental Sheet**Page 3 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
JAN		RUSMAN	
Inventor's Signature 		September 23, 2004 Date	
Residence: City	Balmain	State	NSW
Country	Australia	Citizenship	Australian
Mailing Address 393 Darling Street			
Mailing Address			
City	Balmain	State	NSW
ZIP	2041	Country	Australia
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City		State	
Country		Citizenship	
Mailing Address			
Mailing Address			
City		State	
ZIP		Country	
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Country		Citizenship	
Mailing Address			
Mailing Address			
City		State	
ZIP		Country	

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Commonwealth of Australia
Statutory Declarations Act 1959

STATUTORY DECLARATION

In the Matter of US Patent
Application No. 10/815,649
in the name of Kia Silverbrook, et al

I LEONIE FRANCES NEWS of 393 Darling Street, Balmain, New South Wales, 2041, Australia do solemnly and sincerely declare as follows:

1. I am the Patent Administrator of Silverbrook Research Pty Ltd and have held this position since 1 September 1999.
2. I have responsibility for preparing and filing papers in relation to patent applications submitted to the USPTO for Kia Silverbrook, Paul Lapstun, Peter Charles Boyd Henderson, Alireza Moini, Zhenya Alexander Yourlo, Matthew John Underwood, Nicholas Damon Ridley, Jan Rusman and Silverbrook Research Pty Ltd, including US Patent Application No. 10/815,649 (Docket No. HYJ002) ("***The Patent Application***").
3. A filing receipt was received on ***The Patent Application*** stating:
"This application is a CIP of 10/309,358 12/04/2002
and is a CIP of 10/409,864 04/09/2003"
4. Upon receiving the filing receipt, I checked my file to confirm that the details in the filing receipt were in accordance with my file records.
5. My file records showed that the domestic priority details as shown on the filing receipt were not in agreement.
6. My file records as received from our in-house Patent Attorney, Dr Awdah Arraf, showed that the domestic priority claim for ***The Patent Application*** were US CIP application nos. 10/778,056 (Docket No. NPS047), 10/409864 (Docket No. NPT019), 10/309358 (Docket No. NPT020) and 10/786631 (Docket No. NPT037). While the other two applications referred to as NIR002/NIR005 correspond to foreign priority documents *Australia 2003901617 04/07/2003* and *Australia 2003901795 04/15/2003* as shown on the filing receipt.
7. Exhibit LFN-1 shows a copy of the sheet containing the priority details for a series of applications including ***The Patent Application*** which is shown shaded in grey.

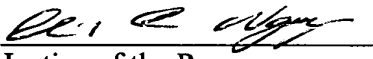
8. Exhibit LFN-2 shows a print out of an email copy from Dr Awdah Arraf to myself on 30 March 2004 at 10:12am including an attachment named HYG_HYJ_HYD_Inventors_List_Leonie.xls.
9. At the time of filling in the Declaration form, I inadvertently completed the form incorrectly and did not list 10/778,058 (Docket No. NPS047US) as the first parent application for *The Patent Application*, rather only 10/409864 (Docket No. NPT019) and 10/309358 (Docket No. NPT020) were entered on the form.
10. Exhibit LFN-3 shows the original Declaration form for *The Patent Application*.
11. At all times, it was the co-applicants' intention to claim CIP status from 10/778,056 (Docket No. NPS047). The clerical error discussed above directly resulted in the incorrect CIP details appearing on the Declaration form despite the co-applicants' clear intentions otherwise.

And I make this solemn declaration aware of the penalties for false declarations under section 11 of the Statutory Declarations Act 1959 (Cwth of Australia).

Declared at Sydney, *BANMAIN, LOCAL COURT*
This *27th* day of September 2004)
by Leonie Frances News)


Leonie Frances News

Before me:

) 
Justice of the Peace

Minh Van Nguyen JP
Reg. No. 200100993

27/9/04

Reference	Inventors	Priority Details	Titles
HYG001	KS/PL	NIR002/NIR005	Obtaining product item assistance
HYG002	KS/PL	NIR002/NIR005	Product item status
HYG003	KS/PL	NIR002/NIR005	Product identity data
HYG004	PL/KS	NIR002/NIR005	Symmetric data tags
HYG005	KS/PL	NIR002/NIR005	Orientation determination
HYG006	KS/PL	NIR002/NIR005	Automatic packaging system
HYG007	KS/PL	NIR002/NIR005	Robotic assembly
HYG008	KS/PL	NIR002/NIR005	Face determination
HYG009	KS/PL	NIR002/NIR005	Communication facilitation
HYG010	KS/PL	NIR002/NIR005	Combined sensing device
HYG011	KS/PL	NIR002/NIR005	Facilitating user interaction
HYG012	KS/PL	NIR002/NIR005	Shopping receptacle with in-built scanner
HYG013	KS/PL	NIR002/NIR005	Shopping receptacle with in-built user interface
HYG014	KS/PL	NIR002/NIR005	Shopping receptacle with in-built scales
HYG015	KS/PL	NIR002/NIR005	A card for facilitating user interaction
HYG016	PL/KS	NIR002/NIR005	Printing coded data
HYJ001	KS/PL/PH/AM/ZY/ MU/NR/JR	NPS047,NPT019,NPT020,NPT037 and NIR002/NIR005 as additional priority docs CIP from	Sensing device for coded data
HYJ002	KS/PL/JR/PH/AM/Z Y/MU/NR	NPS047,NPT019,NPT020,NPT037 and NIR002/NIR005 as additional priority docs CIP from	Scanning device for coded data
HYD001	AD/KS/PL/JL	NIR002/NIR005	Location based promotions

Leonie News

From: "Awdah Arraf" <awdah.arraf@silverbrookresearch.com>
To: "Leonie News" <leonie.news@silverbrookresearch.com>
Sent: Tuesday, March 30, 2004 10:12 AM
Attach: HYG_HYJ_HYD_Inventor_List_Leonie.xls
Subject: (no subject)

9/9/2004

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	First Named Inventor	Kia Silverbrook
	COMPLETE IF KNOWN	
	Application Number	/
	Filing Date	
	Group Art Unit	
	Examiner Name	
<input checked="" type="checkbox"/> Declaration Submitted with Initial Filing OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)		

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My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SCANNING DEVICE FOR CODED DATA

the specification of which
☒ is attached hereto
OR
☐ was filed on (MM/DD/YYYY) [] as United States Application Number or PCT International Application Number [] and was amended on (MM/DD/YYYY) [] (if applicable).

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				YES	NO
2002952259	Australia	Oct 25, 2002	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2003900746	Australia	Feb 17, 2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PQ2912	Australia	Sept 17, 1999	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PQ3632	Australia	Oct 25, 1999	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2003900983	Australia	Mar 4, 2003	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

*Certified copies of above priority documents are not attached as this is a Continuation-in-Part of USSN 10/309,358 filed Dec 4, 2002 and 10/409,884 filed Apr 9, 2003.

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[illegible]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)

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As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number → Place Customer Number Bar Code Label here
 OR
☐ Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☒ Customer Number or Bar Code Label 24011 OR ☐ Correspondence address below

Name	Kia Silverbrook				
Address	Silverbrook Research Pty Ltd				
Address	393 Darling Street				
City	Balmain	State	NSW	ZIP	2041
Country	Australia	Telephone	61-2-9818-6633	Fax	61-2-9555-7762

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))			Family Name or Surname		
KIA			SILVERBROOK		
Inventor's Signature					Date
Residence: City		State	Country	Citizenship	
Balmain		NSW	Australia	Australian	
Post Office Address					
393 Darling Street					
Post Office Address					
City		State	ZIP	Country	
Balmain		NSW	2041	Australia	

☐ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

HYJ001US

Please type a plus sign (+) inside this box → ☐

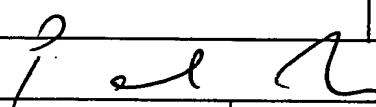
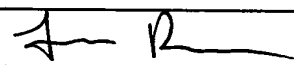
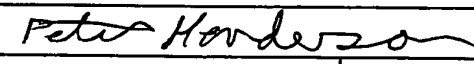
PTO/SB/02A (11-00)

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental Sheet
Page 1 of 3

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
PAUL		LAPSTUN	
Inventor's Signature 		Date March 30, 2004	
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Mailing Address 393 Darling Street			
Mailing Address			
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
JAN		RUSMAN	
Inventor's Signature 		Date March 30, 2004	
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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PETER CHARLES BOYD		HENDERSON	
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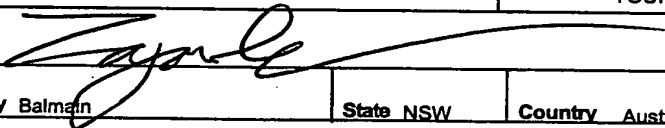
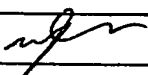
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DECLARATION

ADDITIONAL INVENTOR(S)
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Inventor's Signature 		Date March 30, 2004	
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Inventor's Signature		Date	
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Mailing Address			
City	State	ZIP	Country
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